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Attorneys for Defendants Romi Mayder, Wesley Mayder,  
 Silicon Test Systems Inc., and Silicon Test Solutions LLC

United States District Court  
 Northern District of California, San Jose Division

VERIGY U.S. INC., a Delaware corporation

Plaintiff,

vs.

ROMI OMAR MAYDER, an individual;  
 WESLEY MAYDER, an individual;  
 SILICON TEST SYSTEMS INC., a  
 California corporation; SILICON TEST  
 SOLUTIONS LLC, a California limited  
 liability corporation,

Defendants.

Case No. 5:07-cv-04330 (RMW) (HRL)

**Declaration of Kevin M. Pasquinelli in Support  
 of Defendants' Motion to Compel Production of  
 Responsive Documents**

Date: May 20, 2008  
 Time: 10:00 a.m.  
 Judge: Hon. Howard R. Lloyd  
 Ctrm: 2  
 Trial Date: None Set

Public Version - Redacted

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1 I, Kevin M. Pasquinelli, declare as follows:

2 1. I am an attorney licensed to practice law before the courts of the State of California. I  
3 am an associate with the law firm of Mount & Stoelker, P.C. I have personal knowledge of the  
4 facts set forth in this declaration, and if called to do so, I could and would competently testify  
5 thereto.

6  
7 2. I submit this declaration in support of *Defendants' Notice of Motion and Motion to*  
8 *Compel Amended Responses and Production of Responsive Documents to Defendants' Second Set*  
9 *of Requests for Production of Documents on Plaintiff Verigy, Motion for Sanctions.*

10 3. Attached as Exhibit A is a true and correct copy of Verigy's Ca CCP §2019.210  
11 Disclosure statement filed with the Court in this case on August 24, 2007.

12 4. Attached as Exhibit B is a true and correct copy of this Court's *Order Granting in*  
13 *Part Plaintiff's Motion for a Preliminary Injunction.*

14 5. Attached as Exhibit C is a true and correct copy of *Defendants Second Set of Requests*  
15 *for Production of Documents on Plaintiff Verigy.*

16 6. On about 2/8/08 I received production of approximately two hundred (200) pages of  
17 documents from Verigy on a CD ROM. I observed that the documents consist mostly of sign in  
18 sheets, privacy policies and a standard version of Verigy's Confidential Disclosure Agreement  
19 ("CDA").  
20

21 7. Attached as Exhibit D is a true and correct copy of an email that I received on  
22 3/12/2008 from Melinda Morton, Esq, attorney for Verigy.

23 8. Attached as Exhibit E is a true and correct copy of an email that I transmitted to  
24 Melinda Morton, Esq on 3/13/2008.  
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1           9.       On about 3/21/2008 I received 9 pages of documents produced in this case as  
2       attachments to emails. The attachments contained two signed Non-Disclosure Agreements, and  
3       one blank sign-in log.

4           10.       Attached as Exhibit F is a true and correct copy of an email that I transmitted to  
5       Melinda Morton, Esq on 3/24/2008.

6           11.       Attached as Exhibit G is a true and correct copy of an email that I received on  
7       3/26/2008 from Melinda Morton, Esq, attorney for Verigy.

8           12.       Attached as Exhibit H is a true and correct copy of an email that I transmitted to  
9       Melinda Morton, Esq on 4/2/2008.

10          13.       Attached as Exhibit I is a true and correct copy of emails exchanged between the  
11       parties from 4/2/2008 through 4/8/2008.

12          14.       Attached as Exhibit J is a true and correct copy of *Verigy's Response to Defendants*  
13       *Second Set of Requests for Production of Documents on Plaintiff Verigy*

14          15.       On 10/2/2007 Verigy filed a motion with this Court to compel production of a "bit for  
15       bit copy of all hard drives" in use by Defendants. For brevity, the motion is not attached. The  
16       public version is available as document #37.

17          16.       On 10/24/07 this Court issued an order allowing discovery of Defendants' hard drives  
18       according to a carefully prescribed protocol. Fore brevity, the motion is not attached. The public  
19       version is available as document #81.

20          17.       On 4/8/2008 I had a live telephone conversation regarding matters relevant to this  
21       motion with Michael Stebbins.

22               I declare under penalty of perjury under the laws of the United States of America that the  
23       foregoing is true and correct and that this declaration was executed this 9th day of April, 2008 in San  
24       Jose, California.

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Kevin M. Pasquinelli

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Exhibits List

- Exhibit A: Verigy's CCP §2019.210 Disclosure [Highly Confidential]  
Exhibit B: Order Granting in Part Plaintiff's Motion for A Preliminary Injunction [Highly Confidential]  
Exhibit C: *Defendants Second Set of Requests for Production of Documents on Plaintiff Verigy* [Highly Confidential]  
Exhibit D Email transmitted on 3/12/2008 to Melinda Morton, Esq, attorney for Verigy. [Public]  
Exhibit E Email received from Melinda Morton, Esq on 3/13/2008.[Public]  
Exhibit F Email transmitted to Melinda Morton, Esq on 3/24/2008.[Public]  
Exhibit G Email received on 3/26/2008 from Melinda Morton, Esq, attorney for Verigy. [Public]  
Exhibit H Email transmitted to Melinda Morton, Esq on 4/2/2008.[Public]  
Exhibit I Emails exchanged between the parties from 4/4/2008 through 4/8/2008.[Public]  
Exhibit J: *Verigy's Response to Defendants Second Set of Requests for Production of Documents on Plaintiff Verigy.*[Highly Confidential]

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